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8 Attorneys for Defendants
9 DEL MAR DATATRAC, INC and
10 FISERV, INC.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

11 AMERICAN RESIDENTIAL EQUITIES,
12 LLC,

13 Plaintiff,

14 vs.

15 DEL MAR DATATRAC, INC and FISERV,
16 INC.,

17 Defendants.

No.: 08-cv-00545-BEN (POR)

**REQUEST FOR APPROVAL OF
SUBSTITUTION OF ATTORNEY**

The Honorable Louisa S Porter

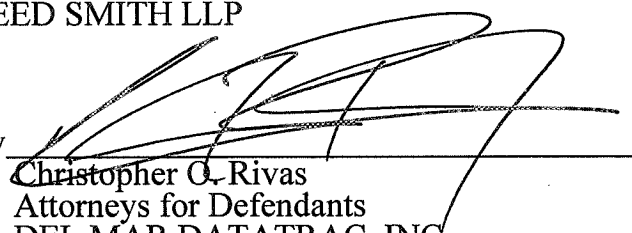
REED SMITH LLP
A limited liability partnership formed in the State of Delaware

Defendants Del Mar Datatrac, Inc., and Fiserv, Inc., hereby request the Court approve the substitution of Christopher O. Rivas of the law firm Reed Smith LLP, as attorney of record in place and stead of Adam D. Palmer of the law firm Schoeppl & Burke, P.A. Pursuant to Civ. L.R. 83.3(g)(2), below is a consent to this substitution signed by defendants Del Mar Datatrac, Inc., and Fiserv, Inc., attorney Christopher O. Rivas on behalf of Reed Smith LLP, and attorney Adam D. Palmer on behalf of Schoeppl & Burke, P.A.;

DATED: April 25, 2008

REED SMITH LLP

By


Christopher O. Rivas
Attorneys for Defendants
DEL MAR DATATRAC, INC.,
AND FISERV, INC.
crivas@reedsmith.com

Schoeppl & Burke, PA. hereby consents to this substitution and withdraws as counsel of record in this action for Del Mar Datatrac, Inc., and Fiserv, Inc.

DATED: April __, 2008

SCHOEPPPL & BURKE, P.A.

By

Adam D. Palmer

Del Mar Datatrac, Inc., and Fiserv, Inc. hereby consent to this substitution

DATED: April __, 2008

FISERV, INC.

By

Name: Michael Gordan

Title: Assistant General Counsel

1 Defendants Del Mar Datatrac, Inc., and Fiserv, Inc., hereby request the Court approve
2 the substitution of Christopher O. Rivas of the law firm Reed Smith LLP, as attorney of
3 record in place and stead of Adam D. Palmer of the law firm Schoeppl & Burke, P.A.
4 Pursuant to Civ. L.R. 83.3(g)(2), below is a consent to this substitution signed by defendants
5 Del Mar Datatrac, Inc., and Fiserv, Inc., attorney Christopher O. Rivas on behalf of Reed
6 Smith LLP, and attorney Adam D. Palmer on behalf of Schoeppl & Burke, P.A.;

7
8 DATED: April __, 2008

REED SMITH LLP

9
10 By s/ Christopher O. Rivas
11 Christopher O. Rivas
12 Attorneys for Defendants
13 DEL MAR DATATRAC, INC,
14 AND FISERV, INC.
15 crivas@reedsmith.com

16 Schoeppl & Burke, PA. hereby consents to this substitution and withdraws as counsel of
17 record in this action for Del Mar Datatrac, Inc., and Fiserv, Inc.

18 DATED: April __, 2008

SCHOEPPPL & BURKE, P.A.

19
20 By Adam D. Palmer

21
22 Del Mar Datatrac, Inc., and Fiserv, Inc. hereby consent to this substitution

23
24 DATED: April __, 2008

FISERV, INC.

25 By Michael Gordan
26 Name: Michael Gordan
27 Title: Assistant General Counsel
28

REED SMITH LLP
A limited liability partnership formed in the State of Delaware

REED SMITH LLP
 A limited liability partnership formed in the State of Delaware

Defendants Del Mar Datatrac, Inc., and Fiserv, Inc., hereby request the Court approve
 the substitution of Christopher O. Rivas of the law firm Reed Smith LLP, as attorney of
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 Pursuant to Civ. L.R. 83.3(g)(2), below is a consent to this substitution signed by defendants
 Del Mar Datatrac, Inc., and Fiserv, Inc., attorney Christopher O. Rivas on behalf of Reed
 Smith LLP, and attorney Adam D. Palmer on behalf of Schoeppl & Burke, P.A.;

DATED: April ____, 2008

REED SMITH LLP

By s/ Christopher O. Rivas

Christopher O. Rivas
 Attorneys for Defendants
 DEL MAR DATATRAC, INC.,
 AND FISERV, INC.
 crivas@reedsmith.com

Schoeppl & Burke, PA. hereby consents to this substitution and withdraws as counsel of
 record in this action for Del Mar Datatrac, Inc., and Fiserv, Inc.

DATED: April 22nd, 2008

SCHOEPPPL & BURKE, P.A.

By 
Adam D. Palmer

Del Mar Datatrac, Inc., and Fiserv, Inc. hereby consent to this substitution

DATED: April ____, 2008

FISERV, INC.

By _____

Name: Michael Gordan

Title: Assistant General Counsel

1 DATED: April 22, 2008

DEL MAR DATATRAC, INC.

2 By 

3 Name: J. B. Spencer

4 Title: Chairman

REED SMITH LLP

A limited liability partnership formed in the State of Delaware

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed in the office of a member of the bar of this court at whose direction the service was made. My business address is REED SMITH, 355 South Grand Avenue, Suite 2900, Los Angeles, CA 90071. On April 25, 2008, I served the following document(s) by the method indicated below:

REQUEST FOR APPROVAL OF SUBSTITUTION OF ATTORNEY

by transmitting via facsimile on this date from fax number 213.457.8080 the document(s) listed above to the fax number(s) set forth below. The transmission was completed before 5:00 p.m. and was reported complete and without error. The transmission report, which is attached to this proof of service, was properly issued by the transmitting fax machine. Service by fax was made by agreement of the parties, confirmed in writing.

☒ by causing the document(s) listed above to be placed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.


☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ by placing the document(s) listed above in a sealed envelope(s) and consigning it to an express mail service (*via UPS*) for guaranteed delivery on the next business day following the date of consignment to the address(es) set forth below. A copy of the consignment slip is attached to this proof of service.

☐ by transmitting via e-mail to the parties at the email addresses listed below:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the United States that the above is true and correct. Executed on April 25, 2008, at Los Angeles, California.


Arthur Escalante

SERVICE LIST

American Residential Equities, LLC,
v.
Del Mar DataTrac, Inc. and FISERV, Inc.
Case No. 08-cv-00545-BEN (POR)

SERVED ELECTRONICALLY

NO CM/ECF FILERS

SERVED BY U.S. MAIL

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